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Refund
03-22-02

March 4, 2002

Commissioner of Patents & Trademarks
Washington, DC 20231Attn: Refund Department
Patent Refund DivisionSubject: Account No. 50-0638 8
Application Serial No. 09/529,354Via Facsimile
(703) 308-6778
4 PagesOFFICE OF THE
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Sir:

The January 31, 2002 Monthly Statement in the above-identified account (copy enclosed) shows a charge in the amount of \$920 for patent application Serial No. 09/529,354. The charge is in error.

On December 19, 2001, applicant filed an amendment, a petition for three-month extension of time and a check in the amount of \$920. [A copy of the canceled \$920 check is attached hereto.] Applicant subsequently filed an appeal brief on December 20, 2001.

Although we have no way of knowing how the erroneous \$920 charge to the deposit account occurred, it appears that although the \$920 check was processed, the amendment and petition for extension of time were not matched with the file.¹ Thus, when the subsequent appeal brief was processed, the deposit account was charged the \$920 dollar extension of time fee so that the appeal brief could be considered.

Accordingly, we hereby request that the \$920 charge to the above-identified deposit account be credited back to the deposit account.

¹ Applicant recently received a notice from the Examiner which indicated that the amendment is not in the PTO file. A copy of the amendment is being transmitted to the Examiner.


Henricks, Slavin & Holmes LLP

March 4, 2002

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Thank you for your prompt attention to this matter. Please feel free to call (310 563 1458) if you have any questions.

Sincerely,



Craig A. Slavin, Reg. No. 35,362
HENRICKS, SLAVIN & HOLMES LLP

Enclosure

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840 APOLLO STREET, SUITE 200
EL SEGUNDO, CA 90245-4737

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MEMO Ser. No. 08/529,354 - extension of time

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MONTHLY STATEMENT
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Page	1

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FINA

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1	7	02	32	09737176	101827225	704	-30.00	3766.50
1	11	02	69	09929936		581	40.00	3726.50
1	28	02	19	08529354		117	920.00	2806.50
				AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT.	OPENING BALANCE 3736.50	TOTAL CHARGES 960.00	TOTAL CREDITS 30.00	CLOSING BALANCE 2806.50